

From: Bertolacini, Jim K - DNR <Jim.Bertolacini@wisconsin.gov>

Sent: Tuesday, January 28, 2014 11:56 AM

To: Bell, Brian; Newport, Robert; Kuefler, Patrick

Cc: Lowndes, MaryAnne - DNR

Subject: RE: Proposed WDNR MS4 GPs for public noticing

All – The Wisconsin DNR made a couple of minor edits to 2 of the notes in each of the previous versions of the WDNR proposed MS4 general permits that were sent to you on January 15. The reason for the edits was that the language was either confusing or really didn't add meaningful clarification to the permits via the notes. The changes were only to these notes, not to any of the substantive regulatory language in the proposed general permits. Below is a more detailed description of the edits. The updated versions of the proposed general permits with these edits are attached to this e-mail. With these changes, the attached proposed general permits are the versions the Wisconsin DNR intends to public notice.

1. In the note under section 1.5.4.4.2 of both permits, we removed the sentence "However, the TMDL wasteload allocation modeled area will, in nearly all cases, include more area than the s. NR 151.13 modeled area." We believe that this sentence may cause confusion to permittees in this section of the permit describing TMDL implementation.
2. In the note under section 1.5.4.5.3 of both permits, we removed the sentence "The plan may incorporate green infrastructure or low impact development practices." We do not feel that this sentence adds any particular meaningful direction for developing the plan for TMDL implementation. A permittee affected by this section of the permit will be modeling its compliance with the TMDL wasteload allocation, and based on those results, will propose in the plan what it believes is needed to comply with the wasteload allocation. The plan will be a technical document and whether a particular practice or approach to meeting the wasteload allocation is called "green" or "LID" is not relevant.

If you have any questions or comments, please let me know. Jim



Jim Bertolacini

Storm Water Program Coordinator

Runoff Management Section

Bureau of Watershed Management

Wisconsin Department of Natural Resources

WT/3, P.O. Box 7921

Madison, WI 53707-7921

phone: (608) 264-8971

fax: (608) 267-2800
e-mail: jim.bertolacini@wisconsin.gov

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From: Bertolacini, Jim K - DNR
Sent: Wednesday, January 15, 2014 11:36 AM
To: Bell, Brian (bell.brianc@epa.gov); newport.bob@epa.gov; Kuefler.patrick@Epa.gov
Cc: Lowndes, MaryAnne - DNR
Subject: Proposed WDNR MS4 GPs for public noticing

Gentlemen –

Attached are the two WDNR proposed MS4 general permits that we intend to public notice in the very near future. I will notify you again when they are public noticed. Previous drafts of these permits were reviewed by EPA, and changes have been made in these versions to address EPA's earlier comments. Note that Permit No. WI-S050075-2 will be used to continue coverage for current MS4 general permittees and Permit No. WI-S50181-1 will be used to cover new MS4s that will be brought into the program during the next round of permitting. If you have any questions, please let me know. Jim

<< File: PN DRAFT WI-S050075-2 Jan 2014.docx >> << File: PN DRAFT WI-S050181-1 Jan 2014.docx >>

 **Jim Bertolacini**
Storm Water Program Coordinator
Runoff Management Section
Bureau of Watershed Management
Wisconsin Department of Natural Resources
WT/3, P.O. Box 7921
Madison, WI 53707-7921
phone: (608) 264-8971
fax: (608) 267-2800
e-mail: jim.bertolacini@wisconsin.gov

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Attachments

- PN DRAFT WI-S050181-1 Jan 2014-2.docx (123.99KB)
- PN DRAFT WI-S050075-2 Jan 2014-2.docx (117.42KB)